

ENTERED

March 31, 2023

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISIONThe STATE OF TEXAS; GUN OWNERS §
OF AMERICA, INC.; GUN OWNERS §
FOUNDATION; and BRADY BROWN, §

Plaintiffs, §

v. §

Civil Action No. 6:23-CV-00013

U.S. BUREAU OF ALCOHOL, §
TOBACCO, FIREARMS AND §
EXPLOSIVES; U.S. DEPARTMENT OF §
JUSTICE; and STEVEN M. §
DETTELBACH, Director of the U.S. §
Bureau of Alcohol, Tobacco, Firearms §
and Explosives, in his official capacity, §

Defendants. §

ORDER

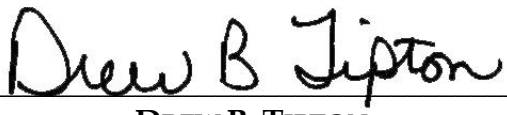
Plaintiffs filed this Civil Action on February 9, 2023, seeking declaratory and injunctive relief restraining Defendants from enforcing various parts of a Final Rule issued by the Bureau of Alcohol, Tobacco, Firearms and Explosives (“ATF”) on January 31, 2023, entitled “Factoring Criteria for Firearms with Attached ‘Stabilizing Braces.’” (Dkt. No. 1); *see* 88 Fed. Reg. 6,478 (Jan. 31, 2023). On March 6, 2023, Plaintiffs filed a Motion for Preliminary Injunction. (Dkt. No. 16).

On March 30, 2023, the Hon. Reed O’Connor in the Northern District of Texas denied a preliminary injunction in a case challenging the same Final Rule. *Mock v. Garland*, No. 4:23-CV-00095 Dkt. No. 40. The Court **ORDERS** the Parties to submit

briefing within 14 days from the date of this Order discussing how *Mock v. Garland* impacts the issues in the pending Motion for Preliminary Injunction in this case.

It is SO ORDERED.

Signed on March 31, 2023.



DREW B. TIPTON
UNITED STATES DISTRICT JUDGE